

THE DAILY COMMONWEALTH.

FRANKFORT, MONDAY, JAN. 31, 1848.

KENTUCKY LEGISLATURE.

IN SENATE.

SATURDAY, Jan. 29, 1848.

The Senate was opened with prayer by Rev. Dr. WATERMAN, of the Methodist Church. Journal read by the Clerk.

Mr. McMILLAN presented the annual report of the Superintendent of the Lunatic Asylum, and accompanying documents; ordered to be printed, and appropriately referred.

Reports from Standing Committees.

Mr. CRENSHAW, from the Committee on the Judiciary, a bill for the benefit of Polly Garrett; read and passed.

Also, a bill to extend the jurisdiction of the Police Judge of Hopkinsville; read and passed.

Mr. PATTERSON, from the same Committee, a bill for the benefit of the heirs of Sarah Roberts and Pricey Brown dec'd of Caldwell county; read and passed.

Also, a bill to extend the limits of the town of Mortonsville, in Woodford county, and for other purposes; read and passed.

The following message from the Governor was received, and the rules requiring it to lie on the table one day being suspended, the nominations were confirmed:

Gentlemen of the Senate:

I nominate for your advice and consent: James R. Burns, to be Commissioner of Deeds, &c., for Kentucky in the State of Louisiana.

Henry M. Alexander, to be Commissioner of Deeds, &c., for Kentucky, in the State of New York.

WM. OWSLEY.

Mr. WALKER, from the committee on Propositions and Grievances, a bill changing the name of Joseph Decret, of Clarke county, to that of Joseph Decre; read and passed.

Also, a bill to provide for running and establishing the line between the counties of Livingston and Crittenden, and for other purposes; read and passed.

Mr. BOYD, from the committee on Religion, a bill for the benefit of the Church of Christ at Chenoweth run in Jefferson county; read and passed.

Mr. J. SPEED SMITH, from the committee on Internal Improvement, a bill incorporating a company to construct a turnpike road from Frankfort to Lexington; read and passed.

Mr. BRADLEY, from the committee on Enrollments, reported certain bills correctly enrolled.

A message from the House, by the Clerk, announcing the passage of certain bills, &c.

Reports from Select Committees.

Mr. HOBBS, a bill to incorporate the Missionary Society of the Methodist Episcopal Church South; read a second time and referred to the Judiciary committee.

Also, a bill to incorporate the Grand Division of the Sons of Temperance of Kentucky; read a second time, and referred to the Judiciary committee.

Also, a bill to run and mark part of the line between the counties of Jefferson and Shelby; read and passed.

Leave was given to introduce the following bills: To Mr. McMILLAN, a bill to incorporate a company to construct a turnpike road from Washington to Murphysville, in Mason county; referred.

To Mr. BOYD, a bill to incorporate a company to construct a turnpike road from Flemingsburg to Mt. Carmel; referred.

To Mr. SWOPE, a bill for the benefit of the heirs of Hubbard Smith, dec'd; referred.

To Mr. RICE, a bill for the benefit of J. P. Richards, of Carter county; referred.

To Mr. J. SPEED SMITH, a bill to incorporate a company to construct a turnpike road from Clark's run to Salt river; referred.

Mr. McNARY offered a resolution instructing the Judiciary committee to enquire into the expediency of amending the law to regulate the administration and settlement of estates, approved Feb. 20th, 1829, which was adopted.

Mr. HOBBS had the unanimous consent of the Senate to present the petition of sundry citizens of Jefferson county, praying an amendment to the road laws of said county; appropriately referred.

Mr. HAMBLETON had the unanimous consent of the Senate to present a petition, which was appropriately referred.

Special order of the Day.

Preamble and resolutions from the House, in relation to the late Gen. John Caldwell, Lieut. Governor of Kentucky, were read and adopted. They are as follows:

WHEREAS, It is represented to the present General Assembly, that General John Caldwell, a meritorious officer of the Revolution and an active and efficient officer in the Indian Wars of the West; who departed this life on the 19th of November, 1804, while presiding over the Senate as Lieut. Governor of Kentucky, is buried at the base of the hill near the Penitentiary, and that the monument erected to his memory by the Commonwealth of Kentucky in pursuance of an act of the General Assembly approved January 19th, 1831, has been much broken and mutilated by wanton and mischievous persons, and by the sliding down of the earth and stone from the hill upon his grave; and whereas, the Commonwealth of Kentucky has at all times honored and testified her gratitude to her illustrious dead who die in her service and preserved their graves from desecration. Therefore,

Resolved by the General Assembly of the Commonwealth of Kentucky, That his Excellency, the Governor, be and he is requested to have the remains of Gen. John Caldwell, removed and interred in the State's portion of the Frankfort Cemetery, together with the monument heretofore erected by the State, and to have the said monument and the inscriptions thereon suitably repaired and restored.

Resolved further, That the Governor be authorized to draw upon the Agent and Keeper of the Penitentiary for any labor or materials necessary for the purposes above mentioned, and by his warrant such sums as may be necessary to carry the foregoing resolutions into effect.

Orders of the Day.

Various bills from the House had their first and second readings and were appropriately referred.

On motion, the Senate adjourned.

HOUSE OF REPRESENTATIVES.

SATURDAY, Jan. 29, 1848.

The House was opened with prayer, by the Rev. Mr. GOODMAN, of the Baptist Church. Journal read by the Clerk.

Petitions were presented by Messrs. Bowen, Cavan, Bourland, Miller and Lightfoot, which were appropriately referred.

Mr. SPEED was excused from serving on the apportionment committee, and Mr. J. Brown was placed upon the committee in his stead.

Reports from Standing Committees.

Mr. BERRY, a bill authorizing the county of Woodford to lay an additional levy on slaves for the

purpose of paying an efficient patrol; read and passed.

Mr. BARLOW, a bill for the benefit of John B. Embury; read and passed.

Mr. COLEMAN, a bill to increase the jurisdiction of the Trustees of the town of Carrollton; read and passed.

Mr. J. BROWN, a bill to reduce the number of Grand Jurors; read, when

Mr. ELLIOTT moved to amend by making the finding of ten necessary for a presentment.

Mr. WINTERSMITH was in favor of the amendment but would like to have the number reduced to nine.

Mr. SPEED thought there could not be a reduction below twelve, without conflicting with the constitution.

Mr. MOORE thought the reduction might conflict with the constitution, and he therefore was opposed to the bill. He discussed the bill at length.

Mr. TOWLES was opposed to the bill upon the same grounds of the gentleman from Louisville, (Mr. Speed.)

The bill was then committed to the committee on the Judiciary.

A message from the Senate announcing the passage of certain bills, &c.

Mr. BAILEY, a bill to incorporate the Phi. Mu. Society of Shelby College; read and passed.

Mr. TOWLES, a bill for the benefit of the Mechanics of the town of Newport; read and passed.

Also, a bill to amend an act incorporating the Falmouth Bridge Company; read and referred.

Mr. PRICE, a bill to change the time of holding the Court of Appeals to April and October; read and referred.

Mr. BOULWARE had leave of absence for three days.

Mr. McKINNEY of the committee on Enrollments, made a report.

Mr. HAMILTON, a bill for the benefit of Clement Conner, late Sheriff of Montgomery county; read.

Mr. HAMILTON made a statement of the case and the bill was then passed.

Mr. ELLIOTT, a bill to incorporate the town of Pikeeton, in the county of Pike, and for other purposes; read and passed.

Mr. BLANTON, a bill for the benefit of the late Sheriff and his deputies, of Owen county; read and passed.

Mr. HAGGARD, a bill for the benefit of Joseph Riddle, of Cumberland county; read and passed.

Mr. QUARLES, a bill to incorporate the town of Ringgold, in Pulaski county; read and passed.

Mr. M. E. WHITE, a bill to legalize the proceedings of the Whitley County Court, in relation to the appointment of Jailers; read and passed.

Mr. BERRY, a bill to incorporate the Pisgah Church in the county of Woodford; read and passed.

Mr. HENDERSON, a bill in relation to the vacant lands in Wayne county, and for other purposes; read and passed.

Mr. HANSON, a bill to amend the charter of the Paris Fire Company; read and passed.

Mr. ALLIN, a bill for the benefit of the Taylor Guards Company, of Mercer county; read and passed.

Mr. HANSON, a bill giving the Sheriff of Bourbon county further time to collect his delinquent list of master fines, &c.; read and

Mr. BUSI moved to amend, by adding the Sheriff of Clarke and Lincoln counties, &c.

Mr. PRICE moved to amend the amendment by adding Fayette county; accepted—the amendment was adopted, and the bill was then passed.

Mr. ALLIN, against the petition of sundry citizens of Lincoln county; concurred in.

Mr. JOHNSTON, a substitute for the bill to increase the jurisdiction of Justices of the Peace; read.

Mr. JOHNSTON thought the substitute obviated many of the objections that were urged against the bill. It would save expenses and expedite the collection of debts; it simplified the proceedings, and would save expenses to both parties to suits. He was in favor of its being adopted.

Mr. HAGGARD said similar propositions had been before the Legislature for the last four years. Justices of the Peace had already too much power, and he would diminish, rather than increase their jurisdiction. He moved to lay the substitute and bill on the table.

The yeas and nays being called, the motion was carried: 43 to 35.

Mr. SPEED, a bill concerning the trustees of the Jury Fund; read and referred.

Mr. GARNETT, a bill to complete the turnpike road from Danville to Springfield; read and referred.

Mr. HUGHES, a bill to enlarge the powers of the trustees of the town of Uniontown, in Union county; read and passed.

Also, a bill to amend the Charter of the Henry Clay Institute, in Union county; read and passed.

Also, a bill to amend an act entitled, an act to incorporate the Union White Sulphur Springs Company, &c.; read and passed.

Also, a bill to amend an act to enlarge the powers of the trustees of the town of Morganfield, and for other purposes; read and referred.

Call of the Counties.

Leave was granted to bring in the following bills: To Mr. DOHONEY, a bill to amend the Jury law; referred.

To Mr. BOURLAND, a bill to amend an act to regulate the settlement of estates; referred.

Also moved to take up out of the orders of the day, a Senate bill to amend the act incorporating the town of Paducah; carried; and the bill was taken up, read and referred.

To Mr. WILLIAMS, a bill for the benefit of Jno. W. Hazleridge; referred.

To Mr. WOOLEY, a bill declaring the Indian Camp Creek, a navigable stream for a certain distance.

Also, a bill declaring Welch creek navigable, &c.; referred.

To Mr. HAGGARD, a bill for the benefit of the Sheriff of Cumberland county; referred.

To Mr. WALL, a bill to legalize the election of the Trustees of Owensboro'; referred.

Also, a bill to legalize the publication of the Green River Whig, and authorizing the publication of chancery notices therein; referred.

To Mr. COCKRILL, a bill for the benefit of D. Snowden, of Owsley county; referred.

Also, a bill to change the time of holding the Es-till County Court; referred.

To Mr. ELLIOTT, a bill for the benefit of David Robinson, of Pike county; referred.

Also, a bill for the benefit of Thomas Haenker; referred.

To Mr. SMITH, a bill for the benefit of the Sheriff, Clerk and Jailor of Garrard county; referred.

To Mr. EAKER, a bill to legalize an act of the Graves county court; referred.

Mr. ABELL offered the following, which was adopted:

Resolved, That the committee on the Judiciary be instructed to enquire into the propriety and expediency of passing a bill better to protect the interest of Infant heirs to real estate, so as to save lands from waste until such time as a division may be had, and Guardians be appointed.

To Mr. WINTERSMITH, a bill to amend the Execution law; referred.

Also, offered the following, which was adopted.

Resolved, That the 2d Auditor be requested to fur-

nish to this House, a tabular statement of all the slaves in each county, in each year, from 1840 to 1847 inclusive.

To Mr. MOORE, a bill for the benefit of Rufus Lane, of Hart county; referred.

Mr. TOWLES offered the following, which was adopted.

Resolved, That the committee of Internal Improvement be instructed to enquire into the expediency and propriety of abolishing the present organization of the Board of Internal Improvement, and devolving the duties now performed by it, on the 1st Auditor of public accounts.

Mr. COLLINS offered the following, which was adopted.

Resolved, That the 1st Auditor report to this House the condition of the Old Bank of Kentucky as it relates to the amount collected and not paid over to those entitled thereto, by the late agent, the sufficiency and liability of his securities, in short, to make a full and clear exposure of the condition of said institution, with a view to close finally and speedily all its concerns.

Also, to change the name of Henry Moore Henry; referred.

To Mr. HARRIS, a bill to establish an additional precinct in the county of Meade; referred.

To Mr. COLEMAN, a bill for the benefit of Willis Hamilton; referred.

To Mr. HAMILTON, a bill for the benefit of William G. Jackson and David Tate; referred.

Also offered the following, which was adopted.

Resolved, That the committee on the Library be instructed to enquire into the propriety of appropriating the sum of — dollars annually, for the purchase of books for the State Library, in this Capitol.

To Mr. SHORT, a bill to levy a specific tax on old hatches over thirty, the proceeds to be applied for the support of indigent widows and orphans, and for other purposes; referred to Messrs. Short, Wintersmith, J. Brown and S. Young.

Mr. S. YOUNG offered the following, which was adopted.

Resolved, That the committee on the Judiciary be and they are hereby instructed to enquire into the expediency and propriety of passing a law authorizing the Governor of the State, in his discretion, to commute the punishment of death for imprisonment in the Jail and Penitentiary of this Commonwealth for and during the natural life of such persons as may hereafter be convicted of any capital offence under the laws of this Commonwealth, and that such enquiry shall embrace the slave, free negro and mulatto, as well as the free white population of the State, and that they report by bill or otherwise.

To Mr. QUARLES, a bill to condemn certain lands for railroad purposes, in Pulaski county; referred.

Mr. PRATT offered the following, which was adopted.

Resolved, That the use of this Hall is tendered this evening to the Northern Kentucky Temperance Union, for the purpose of having an address delivered before that society by the Rev. D. J. Flournoy.

Mr. BAILEY, a bill to incorporate the Amelia Female Seminary in Shelby county; referred.

To Mr. HARRIS, a bill to abolish capital punishment; referred.

To Mr. HUGHES, a bill to amend an act to appoint commissioners to survey the State road from Morganfield to Smithland; referred.

Mr. WHITE, a bill to repeal in part and amend in part, the rioting law; referred.

Also, a bill to repeal the liquor law; referred.

Mr. WOOLEY offered the following:

Resolved, That hereafter this House will meet at nine o'clock in the morning of each day.

Mr. HANSON moved to amend by striking out 9, and inserting 7 1/2.

Mr. HAGGARD moved to insert 5.

A division being called, the question was first on striking out, which the House refused to do.

The question being on the adoption of the resolution,

Mr. WOOLEY called the yeas and nays.

Mr. TOWLES moved a call of the House.

Mr. CHRISTOPHER moved an adjournment, which was carried.

For the Commonwealth

CONVENTION MEETING.

At an adjourned meeting of the friends of a Convention, held in the Representative Hall in Frankfort, on Thursday night, 28th day of January, 1848, pursuant to adjournment:

The meeting was called to order by WILLIS G. HUGHES, and on his motion, the Hon. JOHN L. HELM was unanimously chosen Chairman.

On motion of Thomas D. Brown, Esq., Willis G. Hughes was unanimously chosen Secretary.

On motion of Mr. Geo. W. Williams, further time, until the next meeting, was granted the committee to draft an address to the people of Kentucky on the subject of calling a Convention, to make their report.

Dr. David R. Haggard, from the committee appointed, made the following report, which together with the preamble and resolutions, were unanimously adopted:

The undersigned, committee appointed at the meeting of the Convention members of the Legislature, on the evening of the — inst., present their views first, as to the propriety of sustaining a Convention newspaper at the seat of Government:

Whenever a question of magnitude arises, even in ordinary administration of the laws, those who are interested are consulted, and they, whose rights it is to decide, must be informed if a correct determination be sought. In our judgment, nothing is of greater moment, at this time, than the revision of the constitution of the State, upon which we are of opinion the future prospects of the people of this State is materially dependant. It is conceded by all, that newspapers contribute to the success or defeat of any debatable question; as through them comparisons are made of the ideas and arguments of various persons, and time afforded to distinguish truth from error. It is obvious that a paper devoted to the promotion of knowledge on one topic, would be much more serviceable than of a miscellaneous, or of a general political character. Like divisions of labour in the multiplicity of social affairs, he is more apt to be skilful in his business, who directs his attention exclusively to one subject or occupation, than one who engages in many.

Therefore, we have come to the conclusion that the friends of a Convention should sustain a Convention paper, at the seat of Government, for the purpose of advocating a re-vision of the Constitution of Kentucky. Secondly, that we believe it to be their duty to sustain the Convention paper established in Frankfort, and edited by R. C. McKee, Esq., who, during the past year has devoted his time, almost exclusively to the discussion of the question. That the friends of the cause were well satisfied with the manner in which it was conducted, and that it contributed materially to its success at the last election; and therefore, have assurance that it will be conducted in like manner, and with like good effect; wherefore we offer the following resolutions:

1. Resolved, That it is indispensable in the opinion of this meeting, that the friends of a Convention should sustain an organ to advocate the calling of a Convention, and through which to disseminate their views to the country, in order to maintain harmony and to promote the success of the question.

2. Resolved, That to aid in sustaining said paper, each Convention member of the Legislature subscribe and pay for ten copies of the Convention, to be distributed among his constituents.

3. Resolved, That we recommend that the friends of a Convention, generally, and especially our respective constituents, to subscribe for, and procure subscribers to said paper, and forward the same to the editor.

D. R. HAGGARD, Ch'm.

On motion of Thos. Towles, Jr. Esq., the following resolution was unanimously adopted:

Resolved, That a committee of three be appointed to address to the Hon. Ben. Hardin, an invitation requesting him to be present at the adjourned meeting of the friends of a Convention here assembled, and to address such meeting, and that the committee report at such meeting.

Whereupon, the Chairman appointed Thomas Towles, Jr., George W. Williams and A. W. Hamilton as said committee.

The meeting was then ably and eloquently addressed by Ex-Governor Metcalfe and the Hon. John L. Helm.

On motion of A. W. Hamilton.

Resolved, That this meeting be adjourned until 7 1/2 o'clock on the 10th day of February next.

JOHN L. HELM, Ch'm.

WILLIS G. HUGHES, Sec'y.

For the Commonwealth.

WHIG MEETING IN FRANKLIN.

At a large meeting of the Whigs of Franklin, held at the Court House in Frankfort, on the 29th January, Hon. Ben. Monroe was called to the Chair and P. SWIGERT was appointed Secretary. The Chairman explained the object of the meeting to be for the selection of delegates to represent the wishes of the Whigs of Franklin county, in the Gubernatorial Convention to be held in Frankfort on the 22d day of February next.

W. D. REED, Esq., moved to postpone the meeting, which motion was overruled, with but one dissenting voice.

Mr. ROBERT W. SCOTT moved that a committee of five be appointed to draft resolutions expressive of the sense of the meeting, and to suggest to the meeting the names of delegates. The following gentlemen were appointed on said committee: R. W. Scott, James Harlan, John Macklin, H. B. Innis and P. Dillon, who retired, and after a few moments returned and reported through their chairman, Mr. Scott, the following resolutions, which were adopted, with but one or two dissenting voices.

Resolved, That the Whigs of this county have the utmost confidence in the ability and patriotism of Col. C. S. Todd, that they have long known him as a neighbor and a friend, and if they had the power to make him Governor, he is their decided preference, and they recommend him to the Whigs of the State for that office. But if he should not be thought the available candidate by the Whig Convention then assembled in Frankfort on the 22d February next, then we recommend as the choice of the Whigs of this county, the Hon. A. DIXON, having full confidence in his Whig principles, as well as in his ability, honesty and integrity to discharge, in a manner honorable to himself and to the State of Kentucky, the high and important duties belonging to, and appertaining to the office of Governor of this Commonwealth.

Resolved, That the delegation from this county to said Convention, consist of 27, and that the following gentlemen be appointed, viz: Wm. Hall, W. M. Todd, A. W. Dudley, Horace Sullivan, R. W. Scott, James Milam, Jno. J. Vest, J. J. Julian, Jos. Clark, O. Lynn, R. K. Woodson, Dennis Onan, Jr., A. G. Cammack, L. W. Macey, Sam. Steele, Jno. Macklin, Capt. J. A. Holton, Jno. Morris, R. T. P. Allen, Jas. Harlan, R. Sacy, Jephth D. Robinson, Moses Hawkins, John R. Gray, Franklin Dillon, James Sullivan, Wm. T. Herndon.

And then the meeting adjourned.

BEN. MONROE, President.

P. SWIGERT, Sec'y.

For the Commonwealth.

WHIG MEETING IN GRAYSON.

At a meeting of the Whigs of Grayson county held at the Court House in Litchfield on Monday, the 24th day of January, 1848, (it being Court day) for the purpose of appointing delegates to the Whig Convention, to be held at Frankfort on the 22nd day of February, 1848, for the purpose of nominating candidates for the offices of Governor and Lieut. Governor.

On motion, WILLIAM CUNNINGHAM, Esq., was called to the Chair, and the house being called to order the Chairman explained the object of the meeting.

On motion of Wm. L. Conklin, Jack Thomas was appointed Secretary; and on motion of Charles Wortham it was then

Resolved, That Jack Thomas, Aaron Stone, John Rogers, Henry Litsky, John J. Thurman, Wm. L. Conklin and Charles Wortham, be appointed a committee to nominate a delegation to the Whig Convention to be held at Frankfort on the 22nd of February, and draft resolutions relative thereto. Whereupon the committee reported the following resolutions:

1. Resolved, That ARCHIBALD DIXON is the choice of this meeting for the office of Governor, and JOHN L. HELM for Lieut. Governor.

2. Resolved, That this meeting will use all fair and honorable means in support of the nominees of said Convention.

3. Resolved, That William Brunk, Charles Wortham, Wm. G. Bowman, L. J. Talbot, Wm. Cunningham, Sr., Henry Litsky, Wm. C. Wortham, John J. Thurman, Joseph Wilson, A. S. Bishop, D. G. Brown, Moses Dunn, Aaron Stone, Robt. Goode

